

**Manure Transfer Equipment Application  
For Locating on Right-of-Way within  
The Town of Trenton**

Pursuant to Town of Trenton Code Section 345-17(A)-B), No person shall Locate Manure Transfer Equipment for the hauling of 6 or more loads in a 24-hour period within the Town right-of-way without first obtaining a permit from the Town Department of Public Works Supervisor.

Application fee due with submittal: \$100.00

**Applicant:** \_\_\_\_\_

**Owner of Manure Transfer Equipment:** \_\_\_\_\_

**Operator of Manure Transfer Equipment Location Project(s):** \_\_\_\_\_

**Manure Source Property Owner:** \_\_\_\_\_

**Owner or Operator or Manure Source Owner:** \_\_\_\_\_

Please attach certificates of insurance for all parties involved in the Manure Transfer Equipment that show minimums of the following:

- (1) Farm or general liability - \$1,000,000 aggregate, \$500,000 per occurrence.
- (2) Farm and/or business automobile coverage - \$500,000 each person/\$500,000 each accident for bodily injury and \$1,000,000 for property damage, or \$1,000,000 combined single limit for bodily injury and property damage for each accident.
- (3) All insurance policies shall name the Town of Trenton as an additional insured. All insurance policies shall be issued by companies licensed to sell insurance in the State of Wisconsin. All insurance policies shall contain the provision requiring 30 days' advanced notice cancellation.

Describe the route and sites for Locating Manure Transfer Equipment (maps and descriptions may be attached):

Please provide the dates for Locating Manure Transfer Equipment:

**By signing this application, the undersigned has reviewed the attached rules of operation, its responsibility for damages and the penalties for failure to follow such rules:**

**Manure Transfer Equipment Owner/Operator:**

**Manure Source Owner:**

X \_\_\_\_\_

X \_\_\_\_\_

Company:

Company:

By:

By:

Its:

Its:

**Town DPW Supervisor (circle one) APPROVE**

**CONDITIONALLY APPROVED  
(attach conditions)**

**DENIED  
(attach reasons)**

**RULES OF OPERATION.** The Owner and Operator of the Manure Transfer Equipment for a Manure Source subject to a permit issued under this Ordinance shall comply with the following requirements:

- (A) Notify the Town DPW Supervisor by phone at least 24 hours before each hauling event. In the event the Town DPW Supervisor is unavailable, the applicant may meet this requirement by contacting a Town of Trenton Town Board member.
- (B) The Operator shall have a current listing and a road map of the locations of all possible manure transfer sites (i.e. where Manure Transfer Equipment may be placed before, during, and after transport) on file with application for review by the Town DPW Supervisor to determine if any changes or restrictions are necessary. The Town DPW Supervisor may require modifying a transport route for loaded and empty trucks and combining as many fields to one transfer site to limit road damage and inconvenience to traffic flow. Such restrictions required by the Town DPW Supervisor shall focus on improving traffic safety or road conditions. Such restrictions will be determined on a site by site basis. The Town DPW Supervisor may require utilizing a hose using right-of-way off-road areas, ditches and culverts for under road passage where available.
- (C) When hauling manure in a wheeled container/vessel on Town roads, each road's maximum weight is limited to 92,000 pounds, unless the Frozen Roads Act has been implemented limiting maximum loads to 80,000 pounds. This section does not exclude the requirement for additional permits for overweight vehicles or Implements of Husbandry as may be required by State law, County ordinance or Town ordinance.
- (D) Operators must follow the Manual of Uniform Traffic Control Devices (MUTCD) for work zone signage and installation within the work zone. All signs shall be at least 48 inches x 48 inches with prismatic sheeting or higher-grade intensity or such alternative signage approved by the Town DPW Supervisor and at least one Town Supervisor.
- (E) Day and night Location operations will be permitted as a privilege long as all requirements of the MUTCD are met, as well as the proper usage of signage and flashing lights. However, night (i.e. one-half (1/2) hour before sunset until one-half (1/2) hour after sunrise) Location operation privileges may be restricted, suspended or revoked by the Town Board.
- (F) Manure Transfer Equipment may be located on the right-of-way when not in operation as long as it is properly marked and such equipment does not extend into the roadway. However, no Manure Transport Equipment may be placed closer than 250 feet from an intersection unless proper MUTCD procedures for flagging are followed. Large frac tanks cannot sit on side of road over the weekend or for periods longer than 48 hours without permission from the Town DPW Supervisor.
- (G) The Manure transfer site shall have any no more than two trucks waiting to dispense (i.e. parked on right-of-way) and each truck shall be parked be a minimum of 300 feet from another parked truck.
- (H) When manure hauling on Town roads, hauling trucks shall maintain its outer wheels 16 inches from edge of roadway, to prevent damage to the road edge. To facilitate this requirement, a choice of one-way roads or closed roads for delivery of full vessels or containers may be approved with the Town DPW Supervisor in coordination with the Town Police Department.

**RESPONSIBILITY FOR DAMAGES.** The Owner, Operator and Owner of the Manure Source shall be jointly and severally liable to the Town for all damages to the highway, right-of-way, including the traveled surface, edge of roadway, shoulder, and ditch for slope and back slope pursuant to s. 86.02 and s. 86.021, Wisconsin Statutes. Prior to utilizing the right-of-way under the Permit, the Owner and/or Operator shall notify the Town Board with photographs of any existing highway and/or right-of-way damage. By failing to provide such notice, or satisfactory evidence of existing highway and/or right-of-way damage, all damages shall be presumed to be caused by the operating of the Manure Transfer Equipment pursuant to the Permit.

**PENALTIES FOR FAILURE TO OBTAIN PERMIT AND/OR FAILURE TO FOLLOW RULES OF OPERATION.** The enforcement of this ordinance and all other laws and ordinances relating to Manure Transfer Equipment may be by means of one or more of the following: 1) the withholding of permits; 2) imposition of forfeitures up to \$500 for each day of noncompliance plus the cost of enforcement; and/or 3) injunctive action and the costs of the Town to obtain such action.